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I hereby certify that this Response to Office Action, pursuant to 37 C.F.R. § 1.8, is being transmitted via facsimile to the United States Patent and Trademark Office, addressed to: Group 2673 at (703) 872-9315 on:

Date: January 31, 2003

By PATENTIN THE UNITED STATES PATENT AND
TRADEMARK OFFICE

Applicant:	Jason I. Glithero	Docket No.:	56180.3100
Serial No.:	08/939,050	Client Ref:	A61-16737US
Filing Date:	September 26, 1997	Group Art Unit:	2673
Title:	CURSOR CONTROL CONSOLE WITH ROTARY KNOB AND METHOD OF USE	Examiner:	A. Mengistu

RESPONSE

ASSISTANT COMMISSIONER FOR PATENTS
Box AF
Washington, D.C. 20231

Assistant Commissioner:

In response to the Final Office Action dated December 19, 2002, please consider the following remarks.

REMARKS

In the Office Action dated December 19, 2002, the Office rejected claims 1-10. Claims 1-10 remain pending in the application. Reconsideration is respectfully requested.

As an initial matter, the Office notes on the Office Action Summary sheet that the Office Action is Final. However, the Office does not note the Finality of the Office Action in the Detailed Action. MPEP 706.07 states that a final rejection letter should conclude with Form Paragraph 7.39. However, such a paragraph is not present in the Office Action. It is thus unclear whether or not the Office Action is Final.

Snell & Wilmer

L.L.P.

LAW OFFICES

One Arizona Center
Phoenix, Arizona 85004-2202
(602) 382-6000
Fax: (602) 382-6070
www.swlaw.com

PHOENIX, ARIZONA

TUCSON, ARIZONA

IRVINE, CALIFORNIA

SALT LAKE CITY, UTAH

DENVER, COLORADO

LAS VEGAS, NEVADA

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Name	Fax Number	Phone Number
Group 2673 USPTO	703-872-9315	

FROM: Thomas V. DelRosario PHONE: 602-382-6219

RE: Application serial number 08/939,050

MESSAGE:

Attached is a response to Office Action for applicatin serial number 08/939,050.

ORIGINAL DOCUMENT: Will not be sent NUMBER OF PAGES (Including Cover): 5

CONFIRMATION NO.: CLIENT MATTER NO.: 56180.3100

PLEASE RETURN TO: PERSONAL FAX: No

REQUESTOR: Thomas V.
DelRosario DIRECT LINE: 602-382-6219

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